


Entered - 06/15/99 - sb
CL99L0373 - DIANNE C. MITCHELL

CLAIM OF: **PATRICIA J. ANTHONY**
3045 Renlo Drive
Atlanta, Georgia 30340

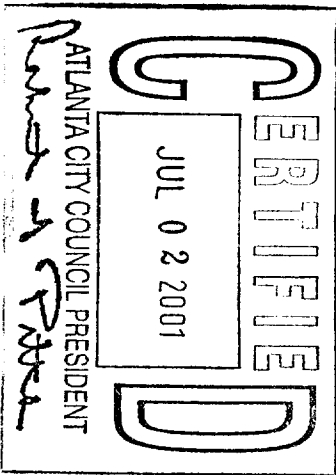
01- R -0940

For damages alleged to have been sustained as a result of vehicular damage due to a metal plate in the roadway on May 26, 1999 at Moreland Avenue and Vickers Street.

THIS ADVERSED REPORT IS APPROVED

BY: 
ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

ADVERSED BY
CITY COUNCIL JUL 0 2 2001

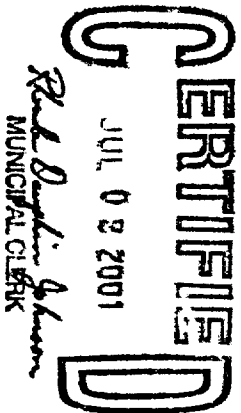


ADVERSE REPORT

PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE

DATE: 6/26/01

CHAIR: *C. T. Marks*
Allyson D. Dyer
Clara Henderson
W. J. [unclear]





**CITY OF ATLANTA
OFFICE OF MUNICIPAL CLERK**

**RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK**

**55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103**

July 2, 2001

Patricia J. Anthony
3045 Renlo Drive
Atlanta, Georgia 30340

01-R-0940

Dear Ms. Anthony:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on July 2, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division at (404) 330-6400.**

Yours very truly,


Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0373

Date: June 12, 2001

Claimant /Victim PATRICIA J. ANTHONY

BY: (Atty)(Ins. Co.)

Address: 3045 Renlo Drive, Atlanta, Georgia 30340

Subrogation: Claim for Property damage \$ 134.10 Bodily Injury \$

Date of Notice: 06/07/99 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 06/26/99 Place: Moreland Avenue and Vickers Street

Department Division:

Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges that her vehicle was damaged when she drove over a metal plate in the roadway. The investigation determined that the work in the roadway was performed by United Water Services Atlanta. The claim was forwarded to United Water Services Atlanta for handling and its insurance carrier, The Travelers, has settled this claim with the claimant.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police Dept Report Other

Traffic citations issued: City Driver Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental Ministerial

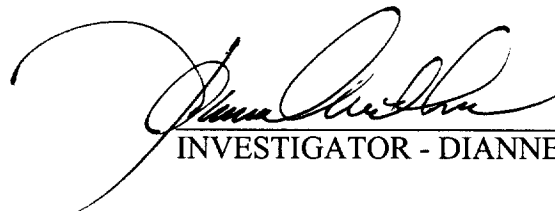
Improper Notice More than Six Months Other Damages reasonable

City not involved X Offer rejected Compromise settlement

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01

Claims Manager: Dianne C. Mitchell Concur/date 06-13-01

Committee Action: Council Action

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

06-07-99P05:11

RE: CLAIM FOR DAMAGES

Reeves
06/14/99
On

Today's Date: 6-1-99

ENTERED - 6-15-99 - SB
99L0373 -MIKE REEVES

JUN 7 1999

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 134⁰⁰ property and/or \$ _____ bodily injury for which I contend the City is liable.

1. Date of incident: 5-26-99 2. Time of Incident: 11:43 am 3. Police called: Yes No
(month/day/year) 1300 block
4. Location of incident (including street address): On Moreland Ave. between Confederate & Custer
Right by Advanced Auto Parts.
5. Name of your insurance company: Allstate Insurance Co. Policy No. 021508763
6. State what and how incident occurred: I was driving down Moreland Ave looking for Vickers
St. (later found that ^{the} Vickers street sign was removed) & I drove over a broken metal cover-
ing on the right side of the road when my tire completely burst. I immediately
turned into Advanced Auto Parts; they then informed me that the same incident
occurred yesterday that I had driven over spikes in the road left by City workers.
7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL
RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!
8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2)
estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).
Your vehicle: Honda Accord 1994 242 FKM Patricia Anthony
(Make) (Year) (Tag Number) (Driver's Name)
City vehicle: _____
(Make) (City Driver's Name) (Department/Bureau)
9. Witness: _____
(Name) (Address) (Telephone Number)
10. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by
State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employees).
11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE
INFORMATION IS TRUE AND CORRECT.

Patricia J. Anthony
Signature of Claimant

PATRICIA J. ANTHONY
3045 (Print Claimant's Name)
RENLO DRIVE
435 GENTLE CREEK PLACE
ATLANTA (Address) 30340
LAWRENCEVILLE GA 30045
(City, State and Zip Code)
404-315-7090 770-795-9244
(Work Number) (Home Number)
8739-2186

01-R-0940

RCS# 2964
7/02/01
2:13 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1 through 11

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF ITEMS
ADOPTED/ADVERSED ON
CONSENT AGENDA

Y McCarty	NV Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	B Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
01-O-0819

CONSENT

07/02/01 Council Meeting

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 01-O-0869
2. 01-O-0965
3. 01-O-0969
4. 01-O-0977
5. 01-O-0857
6. 01-O-0911
7. 01-O-0968
8. 01-O-0920
9. 00-R-1625
10. 01-R-0929
11. 01-R-0931
12. 01-R-0932
13. 01-R-0989
14. 01-R-0993
15. 01-R-0957
16. 01-R-0926
17. 01-R-0982
18. 01-R-0923
19. 01-R-0956
20. 01-R-0963
21. 01-R-0975
22. 01-R-1001
23. 01-R-0933
24. 01-R-0934
25. 01-R-0935

**ITEMS ADVERSED
ON CONSENT AGENDA**

26. 01-R-0936
 27. 01-R-0937
 28. 01-R-0938
 29. 01-R-0939
 30. 01-R-0940
 31. 01-R-0941
 32. 01-R-0942
 33. 01-R-0943
 34. 01-R-0944
 35. 01-R-0945
 36. 01-R-0946
 37. 01-R-0947
 38. 01-R-0948
 39. 01-R-0949
 40. 01-R-0950
 41. 01-R-0951
 42. 01-R-0952
 43. 01-R-0953
 44. 01-R-0954
 45. 01-R-0955
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